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**JUN 20 2006**

**OFFICE OF PETITIONS**

In re Patent No. 7,024,386	:	
Issued: April 4, 2006	:	DECISION ON APPLICATION FOR
Application No. 09/603,514	:	PTA and NOTICE OF INTENT
Filed: June 23, 2000	:	TO ISSUE CERTIFICATE OF
Atty. Dkt. No.: P/3331-138	:	CORRECTION

This decision is in response to the "REQUEST FOR RECONSIDERATION UNDER 37 C.F.R. § 1.705(d) OF PATENT TERM ADJUSTMENT DETERMINATION," filed April 27, 2006.

The request for reconsideration of patent term adjustment (PTA) is **GRANTED**.

The above-identified application matured into U.S. Patent No. 7,024,386 on April 4, 2006. The instant request for reconsideration was timely filed April 27, 2006 in accordance with 37 C.F.R. § 1.705(d). The patent issued with a PTA of 559 days. Patentees argue that the adjustment of 582 days that was indicated in the Determination of Patent Term Adjustment under 35 USC 154(b) mailed October 11, 2005 was improperly reduced 23 days in connection with a submission received December 27, 2005.

A review of the application history reveals that the adjustment of 582 days indicated in the Determination of Patent Term Adjustment was in fact improperly reduced 23 days, as argued by patentees. The submission received December 27, 2005 was a request for a corrected Notice of Allowability that was acknowledged as such in the Acknowledgement of Request mailed January 18, 2006. A request for corrected Notice of Allowability is in not a failure to engage in reasonable efforts to conclude prosecution within the meaning 37 CFR 1.704(b).

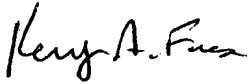
In view thereof, the patent is entitled to an adjustment of 582 days as argued by applicants.

This application file will be forwarded to the Certificate of Corrections branch for issuance of a certificate of correction

to indicate that the term of this patent is extended or adjusted under 35 U.S.C. 154(b) by 582 days.

The required application fee of \$200.00 has been charged to applicants' deposit account as authorized.

Telephone inquiries specific to this matter should be directed to Petitions Attorney Alesia M. Brown at (571) 272-3205.

A handwritten signature in cursive script, appearing to read "Kery A. Fries".

Kery Fries  
Senior Legal Advisor  
Office of Patent Legal Administration  
Office of Deputy Commissioner  
for Patent Examination Policy

CC: Draft Certificate of Correction

UNITED STATES PATENT AND TRADEMARK OFFICE  
**CERTIFICATE OF CORRECTION**

PATENT : 7,024,386 B1

DATED : April 4, 2006

INVENTOR(S) : Mills, et al.

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

On the cover page,

[\*] Notice: Subject to any disclaimer, the term of this patent is extended or adjusted under 35 USC 154(b) by 559 days

Delete the phrase "by 559 days" and insert – by 582 days--